

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 4:19-cr-00193-AGF-NAB
)	
JEFFREY DALE EISENBATH,)	
)	
Defendant.)	

REQUEST FOR PRETRIAL DETENTION AND HEARING

Comes now the United States of America, by and through its attorneys, Jeffrey B. Jensen, United States Attorney for the Eastern District of Missouri, and Kyle T. Bateman, Assistant United States Attorney for said District, and moves the Court to order defendant detained pending trial, and further requests that a detention hearing be held three (3) days from the date of defendant's initial appearance before the United States Magistrate pursuant to Title 18, United States Code, Section 3141, et seq.

Further, the Government asserts:

Defendant is currently serving a four year sentence pursuant to his guilty plea to invasion of privacy in violation of RSMo. § 565.252, in the St. Charles County Circuit Division. Defendant was sentenced on November 9, 2018.

Defendant is charged with two counts of Production of Child Pornography, Title 18, United States Code, Section 2251(a); one count of Receipt of Child Pornography, Title 18, United States Code, Section 2252A(a)(2); and one count of Possession of Child Pornography, Title 18, United States Code, Section 2252A(a)(5)(B).

The offense of Production of Child Pornography carries a mandatory minimum term of imprisonment of 15 years, and a maximum term of 30 years. 18 U.S.C.

§ 2251(e). The offense of Receipt of Child Pornography carries a mandatory minimum term of imprisonment of 5 years, and a maximum term of 20 years. 18 U.S.C.

§ 2252A(b)(1). The offense of Possession of Child Pornography carries a maximum term of imprisonment of 10 years. 18 U.S.C. § 2252A(b)(2).

Title 18, United States Code, Section 3142(e) states that:

Subject to rebuttal by the person, it shall be presumed that no condition or combination of conditions will reasonably assure the appearance of the person as required and the safety of the community if the judicial officer finds that there is probable cause to believe that the person committed an offense...involving a minor victim under section...2251 or 2252A...of [Title 18].

Defendant cannot show that there is any condition or combination of conditions that will assure the safety of the community.

WHEREFORE, the Government respectfully requests that the Court order the defendant to be detained pending trial.

Respectfully submitted,

JEFFREY B. JENSEN
United States Attorney

/s/ Kyle T. Bateman

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